

MESSAGE NO: 6022113 MESSAGE DATE: 01/22/1996

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-475-818, A-489-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/19/1996 TO

Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY
INVESTIGATIONS OF CERTAIN PASTA FROM ITALY (A-475-818) AND TURKEY (A-489-805)

MESSAGE NO: 6022113

DATE: 01 22 1996

CATEGORY: ADA

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REFERENCE:

REFERENCE DATE:

CASES: A - 475 - 818

A - 489 - 805

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PERIOD COVERED: 01 19 1996 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE ANTIDUMPING
DUTY INVESTIGATIONS OF CERTAIN PASTA FROM ITALY
(A-475-818) AND TURKEY (A-489-805)

1. ON JANUARY 19, 1996, THE DEPARTMENT OF COMMERCE WILL
PUBLISH IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION
OF SALES AT LESS THAN FAIR VALUE AND POSTPONEMENT OF THE FINAL
DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATIONS OF CERTAIN
PASTA FROM ITALY AND TURKEY.

2. THE SCOPE OF THESE INVESTIGATIONS CONSISTS OF CERTAIN
NON-EGG DRY PASTA IN PACKAGES OF 5 POUNDS (OR 2.27 KILOGRAMS)
OR LESS, WHETHER OR NOT ENRICHED OR FORTIFIED OR CONTAINING

MILK OR OTHER OPTIONAL INGREDIENTS SUCH AS CHOPPED VEGETABLES, VEGETABLE PUREES, MILK, GLUTEN, DIASTASES, VITAMINS, COLORING AND FLAVORINGS, AND UP TO TWO PERCENT EGG WHITE. THE PASTA COVERED BY THIS SCOPE IS TYPICALLY SOLD IN THE RETAIL MARKET IN FIBERBOARD OR CARDBOARD CARTONS OR POLYETHYLENE OR POLYPROPYLENE BAGS, OF VARYING DIMENSIONS.

EXCLUDED FROM THE SCOPE OF THESE INVESTIGATIONS ARE REFRIGERATED, FROZEN, OR CANNED PASTAS, AS WELL AS ALL FORMS OF EGG PASTA, WITH THE EXCEPTION OF NON-EGG DRY PASTA CONTAINING UP TO TWO PERCENT EGG WHITE.

THE MERCHANDISE UNDER INVESTIGATION IS CURRENTLY CLASSIFIABLE UNDER ITEM 1902.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THESE CASES HAVE BEEN ASSIGNED INVESTIGATION NUMBERS A-475-818 FOR ITALY AND A-489-805 FOR TURKEY.

4. BECAUSE OF THE COMPANION COUNTERVAILING DUTY INVESTIGATIONS, WE ARE REDUCING THE AMOUNT OF THE ANTIDUMPING DEPOSIT RATE BY THE AMOUNT OF ANY EXPORT SUBSIDIES FOUND. THIS OFFSET SHALL REMAIN IN EFFECT UNTIL FEBRUARY 14, 1996. AFTER THAT DATE THE FULL AMOUNT OF THE ANTIDUMPING DEPOSIT SHALL BE REQUIRED.

FOR IMPORTS OF CERTAIN PASTA FROM ITALY AND TURKEY, EXCEPT FOR ARRIGHI SPA, DELVERDE SRL, ITALPASTA SPA, PASTIFICIO FRATELLI PAGANI SPA AND TAMMA INDUSTRIE ALIMENTARI DI CAPITANATA SRL WHICH HAVE A DE MINIMIS MARGIN OF 0.06, 0.06, 0.06, 0.14 AND 0.06 PERCENT RESPECTIVELY, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY

19, 1996. EFFECTIVE JANUARY 19, 1996, CUSTOMS SHALL REQUIRE,

FOR SUCH ENTRY SUMMARIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW.

MFR/PRODUCER EXPORTER 2/14/96 2/15/96	CUSTOMS ID NUMBER	DEPOSIT UNTIL	DEPOSIT EFFECTIVE
ITALY ARRIGHI SPA 0.00	A-475-818-001	0.00	
FILLI DE CECCO DI FILIPPO FARA SAN MARTINO S.P.A. 46.67 46.67	A-475-818-005		
DE MATTEIS AGROALIMENTARE S.P.A. 22.15	A-475-818-006	22.15	
DELVERDE SRL 0.00	A-475-818-008	0.00	
ITALPASTA SPA	A-475-818-013	0.00	0.00
LA MOLISANA INDUSTRIE ALIMENTARI S.P.A. 14.03 14.83	A-475-818-015		
LIGUORI PASTIFICIO DAL 1820 12.85 12.85	A-475-818-018		
PASTIFICIO FRATELLI PAGANI S.P.A. 0.00 0.00	A-475-818-019		
MOLINO E PASTIFICIO DE CECCO SPA, PESCARA A-475-818-020 46.67 46.67			
TAMMA INDUSTRIE ALIMENTARI DI CAPITANATA SRL 0.00 0.00	A-475-818-021		
ALL OTHERS	A-475-818-000	15.56	15.85

TURKEY FILIZ GIDA SANAYII VE TICARET A.S.

A-489-805-001 0.00 10.44

MAKTAS MAKARNACILIK VE TICARET A.S.

A-489-805-002

0.00 18.80

ALL OTHERS

A-489-805-000

0.00

15.61

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". ALL OTHER INTERESTED PARTIES SHOULD CONTACT JOHN BRINKMANN OR MICHELLE FREDERICK, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-5288 OR (202) 482-0186, RESPECTIVELY.

NANCY MCTIERNAN

NOTE: THIS MESSAGE WAS INADVERTENTLY REMOVED FROM ADIL SO HAS BEEN REPOSTED TO ADIL ON NOVEMBER 14, 2009. THE ORIGINAL MESSAGE WAS SENT TO CMC DIRECTORS AND PORT DIRECTORS, NOT DIRECTORS, FIELD OPERATIONS AND PORT DIRECTORS. DIRECTOR, TECHNICAL PROGRAMS IS NOW SHOWN AS DIRECTOR, SPECIAL ENFORCEMENT. THE BALANCE OF THE TEXT AND INFORMATION REMAINS UNCHANGED AND MATCHES THE MESSAGE THAT STILL APPEARS ON THE ADD/CVD SEARCH APPLICATION ON CBP.GOV.

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party